

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S8335–S8392

Measures Introduced: Four bills and two resolutions, were introduced: S. 2913–2916, S. Res. 324, and S. Con. Res. 138. **Page S8384**

Measures Reported:

S. 1028, to direct the Secretary of the Interior to convey certain parcels of land acquired for the Blunt Reservoir and Pierre Canal Features of the initial stage of the Oahe Unit, James Division, South Dakota, to the Commission of Schools and Public Lands and the Department of Game, Fish, and Parks of the State of South Dakota for the purpose of mitigating lost wildlife habitat, on the condition that the current preferential leaseholders shall have an option to purchase the parcels from the Commission, with an amendment in the nature of a substitute. (S. Rept. No. 107–253)

S. 1638, to authorize the Secretary of the Interior to study the suitability and feasibility of designating the French Colonial Heritage Area in the State of Missouri as a unit of the National Park System, with an amendment in the nature of a substitute. (S. Rept. No. 107–254)

S. 1944, to revise the boundary of the Black Canyon of the Gunnison National Park and Gunnison Gorge National Conservation Area in the State of Colorado, with amendments. (S. Rept. No. 107–255)

S. 2519, to direct the Secretary of the Interior to conduct a study of Coltsville in the State of Connecticut for potential inclusion in the National Park System, with an amendment. (S. Rept. No. 107–256)

S. 2571, to direct the Secretary of the Interior to conduct a special resources study to evaluate the suitability and feasibility of establishing the Rim of the Valley Corridor as a unit of the Santa Monica Mountains National Recreation Area, with an amendment in the nature of a substitute. (S. Rept. No. 107–257)

S. 2598, to enhance the criminal penalties for illegal trafficking of archaeological resources, with an amendment in the nature of a substitute. (S. Rept. No. 107–258)

H.R. 37, to amend the National Trails System Act to update the feasibility and suitability studies of 4 national historic trails and provide for possible additions to such trails, with an amendment in the nature of a substitute. (S. Rept. No. 107–259)

H.R. 38, to provide for additional lands to be included within the boundaries of the Homestead National Monument of America in the State of Nebraska. (S. Rept. No. 107–260)

H.R. 107, to require that the Secretary of the Interior conduct a study to identify sites and resources, to recommend alternatives for commemorating and interpreting the Cold War, with amendments. (S. Rept. No. 107–261)

H.R. 1776, to authorize the Secretary of the Interior to study the suitability and feasibility of establishing the Buffalo Bayou National Heritage Area in west Houston, Texas. (S. Rept. No. 107–262)

H.R. 1814, to amend the National Trails System Act to designate the Metacomb-Monadnock-Mattabesett Trail extending through western Massachusetts and central Connecticut for study for potential addition to the National Trails System. (S. Rept. No. 107–263)

H.R. 1925, to direct the Secretary of the Interior to study the suitability and feasibility of designating the Waco Mammoth Site Area in Waco, Texas, as a unit of the National Park System. (S. Rept. No. 107–264)

S. 321, to amend title XIX of the Social Security Act to provide families of disabled children with the opportunity to purchase coverage under the Medicaid program for such children, with an amendment in the nature of a substitute. (S. Rept. No. 107–265)

Page S8383

Measures Passed:

National Construction Safety Team Act: Senate passed H.R. 4687, to provide for the establishment of investigative teams to assess building performance and emergency response and evacuation procedures in the wake of any building failure that has resulted in substantial loss of life or that posed significant potential of substantial loss of life, after agreeing to the following amendment proposed thereto:

Pages S8391–92

Reid (for Hollings) Amendment No. 4514, in the nature of a substitute. **Page S8392**

Homeland Security Act: Senate resumed consideration of H.R. 5005, to establish the Department of Homeland Security, taking action on the following amendments proposed thereto: **Pages S8350, S8352–67**
Pending:

Lieberman Amendment No. 4471, in the nature of a substitute. **Pages S8350, S8352–67**

Thompson/Warner Amendment No. 4513 (to Amendment No. 4471), to strike title II, establishing the National Office for Combating Terrorism, and title III, developing the National Strategy for Combating Terrorism and Homeland Security Response for detection, prevention, protection, response, and recover to counter terrorist threats. **Pages S8352–67**

A unanimous-consent agreement was reached providing for further consideration of the bill at 2:15 p.m. on Tuesday, September 10, 2002. **Page S8392**

Department of the Interior Appropriations—Agreement: A unanimous-consent agreement was reached providing for further consideration of H.R. 5093, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2003, at 9:30 a.m. on Tuesday, September 10, 2002. **Page S8392**

Executive Reports of Committees: Senate received the following executive report of a committee:

Received on Friday, September 6, 2002 during the adjournment of the Senate:

Report to accompany Convention On The Elimination Of All Forms Of Discrimination Against Women (Treaty Doc. 96–53) (Ex. Rept. 107–9). **Pages S8383–84**

Nominations Confirmed: Senate confirmed the following nomination:

By unanimous vote of 82 yeas (Vote No. EX. 211), Kenneth A. Marra, of Florida, to be United States District Judge for the Southern District of Florida. **Pages S8340–50, S8392**

Messages From the House: **Page S8376**

Executive Communications: **Pages S8376–83**

Executive Reports of Committees: **Pages S8383–84**

Additional Cosponsors: **Pages S8384–86**

Statements on Introduced Bills/Resolutions:

Pages S8386–89

Additional Statements:

Pages S8371–76

Amendments Submitted:

Pages S8389–91

Notices of Hearings/Meetings:

Page S8391

Authority for Committees to Meet:

Page S8391

Record Votes: One record vote was taken today. (Total—211) **Page S8350**

Adjournment: Senate met at 12 noon, and adjourned at 6:34 p.m., until 9:30 a.m., on Tuesday, September 10, 2002. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S8392).

Committee Meetings

(Committees not listed did not meet)

FREIGHT AND INTERMODAL TRANSPORTATION

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation and Merchant Marine concluded joint hearings with the Committee on Environment and Public Works Subcommittee on Transportation, Infrastructure, and Nuclear Safety to examine national freight and intermodal transportation issues, focusing on marine transportation funding approaches, customs duties on imported goods, and a framework to assist the Congress as it considers future federal investment decisions, after receiving testimony from Jeffrey N. Shane, Associate Deputy Secretary, Director, Office of Intermodalism, Department of Transportation; JayEtta Z. Hecker, Director, Physical Infrastructure Issues, General Accounting; Katie Dusenberry, Arizona Department of Transportation Board, Tucson; Richard M. Larrabee, Port Authority of New York and New Jersey, New York, New York; Michael W. Wickham, Roadway Corporation, Akron, Ohio, on behalf of the American Trucking Associations, Inc.; Edward R. Hamberger, Association of American Railroads, and Michael P. Huerta, ACS State and Local Solutions, former Associate Deputy Secretary of Transportation, on behalf of the Coalition for America's Gateways and Trade Corridors, both of Washington, DC; and John D. Caruthers, Jr., I-69 Mid-Continent Highway Coalition, Shreveport, Louisiana.

House of Representatives

Chamber Action

Measures Introduced: 12 public bills, H.R. 5344–5355; and 2 resolutions, H. Res. 518–519, were introduced. **Page H6129**

Reports Filed: Reports were filed today as follows:

H.R. 1701, to amend the Consumer Credit Protection Act to assure meaningful disclosures of the terms of rental-purchase agreements, including disclosures of all costs to consumers under such agreements, to provide certain substantive rights to consumers under such agreements, amended (H. Rept. 107–590, Pt. 2);

H. Con. Res. 442, recognizing the American Road and Transportation Builders Association for reaching its 100th Anniversary and for the many vital contributions of its members in the transportation construction industry to the American economy and quality of life through the multi-modal transportation infrastructure network its members have designed, built, and managed over the past century (H. Rept. 107–646);

H.R. 3813, to modify requirements relating to allocation of interest that accrues to the Abandoned Mine Reclamation Fund (H. Rept. 107–647);

H.R. 5039, to direct the Secretary of the Interior to convey title to certain irrigation project property in the Humboldt Project, Nevada, to the Pershing County Water Conservation District, Pershing County, Lander County, and the State of Nevada, amended (H. Rept. 107–648);

H.R. 3880, to provide a temporary waiver from certain transportation conformity requirements and metropolitan transportation planning requirements under the Clean Air Act and under other laws for certain areas in New York where the planning offices and resources have been destroyed by acts of terrorism, amended (H. Rept. 107–649 Pt. 1).

Page H6128

Speaker Pro Tempore: Read a letter from the Speaker wherein he appointed Representative Dan Miller of Florida to act as Speaker pro tempore for today. **Page H6087**

Recess: House recessed at 12:44 p.m. and reconvened at 2 p.m. **Page H6089**

Ceremonial Meeting of the Congress in Federal Hall, New York, New York: Agreed that the proceedings of the special ceremonial meeting of the United States Congress held in Federal Hall, New York, New York, on September 6, 2002, be printed in the Record and that all members have five legisla-

tive days to insert their remarks on the topic of the ceremonial meeting. **Pages H6102–07**

Resignation from Congress—Ambassador Hall: Read a letter from Representative Hall of Ohio wherein he announced his resignation as a Member of the house effective at the close of business on September 9 because he was nominated by President Bush and confirmed by the Senate to serve as United States Representative to the United Nations Agencies for Food and Agriculture, with the rank of Ambassador. **Page H6089**

Recess: House recessed at 3:05 p.m. and reconvened at 6:31 p.m. **Pages H6099–H6100**

National Skills Standards Board: The Chair announced the Speaker's reappointment of Mr. William E. Weisgerber of Iona, Michigan to the National Skill Standards Board for a four-year term. **Page H6100**

Suspensions: The House agreed to suspend the rules and pass the following measures:

Federal Transit Formula Grants Flexibility Retention Act: H.R. 5157, to amend section 5307 of title 49, United States Code, to allow transit systems in urbanized areas that, for the first time, exceeded 200,000 in population according to the 2000 census to retain flexibility in the use of Federal transit formula grants in fiscal year 2003 (agreed to by a yeand-nay vote of 350 yeas with none voting "nay", Roll No. 375); **Pages H6090–91, H6100**

Heroism and Courage of Airline Flight Attendants: H. Con. Res. 401, amended, recognizing the heroism and courage displayed by airline flight attendants each day (agreed to by a yeand-nay vote of 351 yeas with none voting "nay", Roll No. 376); **Pages H6091–93, H6100–01**

100th Anniversary of the American Road and Transportation Builders Association: H. Con. Res. 442, recognizing the American Road and Transportation Builders Association for reaching its 100th Anniversary and for the many vital contributions of its members in the transportation construction industry to the American economy and quality of life through the multi-modal transportation infrastructure network its members have designed, built, and managed over the past century; **Pages H6093–94**

Congratulating the Valley Sports Little League, Louisville, Kentucky, Little League World Series Champions: H. Res. 516, congratulating the Valley Sports American Little League baseball team from

Louisville, Kentucky, for their outstanding performance in the Little League World Series (agreed to by a yea-and-nay vote of 344 yeas with none voting “nay,” Roll No. 377); **Pages H6094–95, H6101–02**

Peter J. Anci, Jr. Post Office, Farmingdale, New York: H.R. 5336, to designate the facility of the United States Postal Service located at 380 Main Street in Farmingdale, New York, as the “Peter J. Anci, Jr. Post Office Building;” and **Pages H6095–97**

Nat King Cole Post Office, Los Angeles, California: H.R. 4797, to redesignate the facility of the United States Postal Service located at 265 South Western Avenue, Los Angeles, California, as the “Nat King Cole Post Office.” **Pages H6097–99**

Meeting Hour—Wednesday, Oct. 11: Agreed that when the house adjourns on Tuesday, Oct. 10, it adjourn to meet at 12 noon on Wednesday, October 11. **Page H6107**

Motion to Instruct Conferees—Terrorism Risk Protection Act: Representative Fossella announced his intention to offer a motion to instruct conferees on H.R. 3210, to ensure the continued financial capacity of insurers to provide coverage for risks from terrorism, to agree to the provisions contained in section 11 of the Senate amendment, relating to satisfaction of judgments from frozen assets of terrorists, terrorist organizations, and state sponsors of terrorism. **Page H6107**

Senate Messages: Message received from the Senate today appears on page H6087.

Referral: S. 351 was referred to the Committee on Energy and Commerce. **Pages H6125–26**

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages H6100, H6101, and H1601–02. There were no quorum calls.

Adjournment: The House met at 12:30 p.m. and adjourned at 10:18 p.m.

Committee Meetings

No committee meetings were held.

COMMITTEE MEETINGS FOR TUESDAY, SEPTEMBER 10, 2002

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Commerce, Science, and Transportation: to hold hearings to examine the status of aviation security one year after September 11, 2001, 9:30 a.m., SR–253.

Committee on Finance: business meeting to consider H.R. 5063, to amend the Internal Revenue Code of 1986 to

provide a special rule for members of the uniformed services in determining the exclusion of gain from the sale of a principal residence and to restore the tax exempt status of death gratuity payments to members of the uniformed services, time to be announced, S–216, Capitol.

Committee on Health, Education, Labor, and Pensions: to hold hearings to examine the implementation of the Elementary and Secondary Education Act, focusing on Title 1, 10 a.m., SD–430.

Select Committee on Intelligence: to hold closed hearings to examine intelligence matters, 2:30 p.m., SH–219.

Committee on the Judiciary: to hold hearings to examine the implementation of the USA PATRIOT Act, focusing on the expansion of the Foreign Intelligence Surveillance Act (FISA), in which the standards for courts to approve surveillance of foreign intelligence gathering are far less demanding than those required for approval of a criminal wiretap, 9:30 a.m., SD–226.

Committee on Veterans' Affairs: to hold joint hearings with the House Committee on Veterans' Affairs to examine the legislative presentation of the American Legion, 10 a.m., 345 Cannon Building.

House

Committee on Armed Services, hearing on the state of the Iraqi weapons of mass destruction program and the history of the United Nations inspection efforts in Iraq, 3 p.m., 2118 Rayburn.

Committee on Education and the Workforce, Subcommittee on Employer-Employee Relations, hearing entitled “Retirement Security for American Workers: Examining Pension Enforcement and Accountability,” 10:30 a.m., 2175 Rayburn

Committee on Energy and Commerce, Subcommittee on Commerce, Trade and Consumer Protection, hearing on H.R. 4646, Steel Industry Legacy Relief Act of 2002, 10 a.m., 2322 Rayburn.

Subcommittee on Oversight and Investigations, hearing entitled “America’s Blood Supply in the Aftermath of September 11, 2001,” 10 a.m., 2123 Rayburn.

Committee on House Administration, hearing on Capitol Security, Emergency Preparedness, and Infrastructure Upgrades since September 11, 1:30 p.m., 1310 Longworth.

Committee on the Judiciary, to continue markup of the following bills: H.R. 4600, Help Efficient, Accessible, Low Cost, Timely Health Care (HEALTH) Act 2002; and H.R. 4689, Fairness in Sentencing Act of 2002; and to mark up the following bills: S. 2690, to reaffirm the reference to one Nation under God in the Pledge of Allegiance; H.R. 4125, Federal Courts Improvement Act of 2002; and H.R. 4561, Federal Agency Protection of Privacy Act, 10 a.m., 2141 Rayburn.

Committee on Transportation and Infrastructure, Subcommittee on Highways and Transit, hearing on Intelligent Transportation Systems, 10 a.m., 2167 Rayburn.

Committee on Ways and Means, Subcommittee on Health, hearing on legislation to Reduce Medical Errors, 11 a.m., 1100 Longworth.

Joint Meetings

Conference: meeting of conferees, in closed session, on H.R. 4546, to authorize appropriations for fiscal year 2003 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths

for such fiscal year for the Armed Forces, focusing on seapower provisions, 9:15 a.m., SR-232A.

Joint Meetings: Senate Committee on Veterans' Affairs, to hold joint hearings with the House Committee on Veterans' Affairs to examine the legislative presentation of the American Legion, 10 a.m., 345 Cannon Building.

Next Meeting of the SENATE

9:30 a.m., Tuesday, September 10

Senate Chamber

Program for Tuesday: Senate will resume consideration of H.R. 5093, Department of the Interior and Related Agencies Appropriations Act.

At 2:15 p.m., Senate will continue consideration of H.R. 5005, Homeland Security Act.

(Senate will recess from 12:30 p.m. until 2:15 p.m. for their weekly party conferences.)

Next Meeting of the HOUSE OF REPRESENTATIVES

9 a.m., Tuesday, September 10

House Chamber

Program for Tuesday: Consideration of motions to go to Conference:

1. H.R. 5011, Military Construction Appropriations; and

2. H.R. 5010, Department of Defense Appropriations. Consideration of Suspensions:

1. H. Res. 513, Historical significance of the United States-Ireland Business Summit;

2. S. 2810, Intelsat IPO Extension Act;

3. H.R. 3880, Temporary Waiver from Clean Air Act Requirements for New York City; and

4. H. Con. Res. 320, Support Scleroderma Research.

Extensions of Remarks, as inserted in this issue

HOUSE

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Blunt, Roy, Mo., E1528
DeLauro, Rosa L., Conn., E1523
Doolittle, John T., Calif., E1524
Forbes, J. Randy, Va., E1526, E1527

Graham, Lindsey O., S.C., E1523
Hoeffel, Joseph M., Pa., E1530
Levin, Sander M., Mich., E1523
McInnis, Scott, Colo., E1527
Matheson, Jim, Utah, E1528
Miller, Gary G., Calif., E1528
Miller, George, Calif., E1525
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Tauscher, Ellen O., Calif., E1524
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Amendments Submitted:

Pages S8389–91

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Page S8391

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Louisville, Kentucky, for their outstanding performance in the Little League World Series (agreed to by a yea-and-nay vote of 344 yeas with none voting “nay,” Roll No. 377); **Pages H6094–95, H6101–02**

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Motion to Instruct Conferees—Terrorism Risk Protection Act: Representative Fossella announced his intention to offer a motion to instruct conferees on H.R. 3210, to ensure the continued financial capacity of insurers to provide coverage for risks from terrorism, to agree to the provisions contained in section 11 of the Senate amendment, relating to satisfaction of judgments from frozen assets of terrorists, terrorist organizations, and state sponsors of terrorism. **Page H6107**

Senate Messages: Message received from the Senate today appears on page H6087.

Referral: S. 351 was referred to the Committee on Energy and Commerce. **Pages H6125–26**

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages H6100, H6101, and H1601–02. There were no quorum calls.

Adjournment: The House met at 12:30 p.m. and adjourned at 10:18 p.m.

Committee Meetings

No committee meetings were held.

COMMITTEE MEETINGS FOR TUESDAY, SEPTEMBER 10, 2002

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Commerce, Science, and Transportation: to hold hearings to examine the status of aviation security one year after September 11, 2001, 9:30 a.m., SR–253.

Committee on Finance: business meeting to consider H.R. 5063, to amend the Internal Revenue Code of 1986 to

provide a special rule for members of the uniformed services in determining the exclusion of gain from the sale of a principal residence and to restore the tax exempt status of death gratuity payments to members of the uniformed services, time to be announced, S–216, Capitol.

Committee on Health, Education, Labor, and Pensions: to hold hearings to examine the implementation of the Elementary and Secondary Education Act, focusing on Title 1, 10 a.m., SD–430.

Select Committee on Intelligence: to hold closed hearings to examine intelligence matters, 2:30 p.m., SH–219.

Committee on the Judiciary: to hold hearings to examine the implementation of the USA PATRIOT Act, focusing on the expansion of the Foreign Intelligence Surveillance Act (FISA), in which the standards for courts to approve surveillance of foreign intelligence gathering are far less demanding than those required for approval of a criminal wiretap, 9:30 a.m., SD–226.

Committee on Veterans' Affairs: to hold joint hearings with the House Committee on Veterans' Affairs to examine the legislative presentation of the American Legion, 10 a.m., 345 Cannon Building.

House

Committee on Armed Services, hearing on the state of the Iraqi weapons of mass destruction program and the history of the United Nations inspection efforts in Iraq, 3 p.m., 2118 Rayburn.

Committee on Education and the Workforce, Subcommittee on Employer-Employee Relations, hearing entitled “Retirement Security for American Workers: Examining Pension Enforcement and Accountability,” 10:30 a.m., 2175 Rayburn

Committee on Energy and Commerce, Subcommittee on Commerce, Trade and Consumer Protection, hearing on H.R. 4646, Steel Industry Legacy Relief Act of 2002, 10 a.m., 2322 Rayburn.

Subcommittee on Oversight and Investigations, hearing entitled “America’s Blood Supply in the Aftermath of September 11, 2001,” 10 a.m., 2123 Rayburn.

Committee on House Administration, hearing on Capitol Security, Emergency Preparedness, and Infrastructure Upgrades since September 11, 1:30 p.m., 1310 Longworth.

Committee on the Judiciary, to continue markup of the following bills: H.R. 4600, Help Efficient, Accessible, Low Cost, Timely Health Care (HEALTH) Act 2002; and H.R. 4689, Fairness in Sentencing Act of 2002; and to mark up the following bills: S. 2690, to reaffirm the reference to one Nation under God in the Pledge of Allegiance; H.R. 4125, Federal Courts Improvement Act of 2002; and H.R. 4561, Federal Agency Protection of Privacy Act, 10 a.m., 2141 Rayburn.

Committee on Transportation and Infrastructure, Subcommittee on Highways and Transit, hearing on Intelligent Transportation Systems, 10 a.m., 2167 Rayburn.

Committee on Ways and Means, Subcommittee on Health, hearing on legislation to Reduce Medical Errors, 11 a.m., 1100 Longworth.

Joint Meetings

Conference: meeting of conferees, in closed session, on H.R. 4546, to authorize appropriations for fiscal year 2003 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths

for such fiscal year for the Armed Forces, focusing on seapower provisions, 9:15 a.m., SR-232A.

Joint Meetings: Senate Committee on Veterans' Affairs, to hold joint hearings with the House Committee on Veterans' Affairs to examine the legislative presentation of the American Legion, 10 a.m., 345 Cannon Building.

Next Meeting of the SENATE

9:30 a.m., Tuesday, September 10

Senate Chamber

Program for Tuesday: Senate will resume consideration of H.R. 5093, Department of the Interior and Related Agencies Appropriations Act.

At 2:15 p.m., Senate will continue consideration of H.R. 5005, Homeland Security Act.

(Senate will recess from 12:30 p.m. until 2:15 p.m. for their weekly party conferences.)

Next Meeting of the HOUSE OF REPRESENTATIVES

9 a.m., Tuesday, September 10

House Chamber

Program for Tuesday: Consideration of motions to go to Conference:

1. H.R. 5011, Military Construction Appropriations; and

2. H.R. 5010, Department of Defense Appropriations. Consideration of Suspensions:

1. H. Res. 513, Historical significance of the United States-Ireland Business Summit;

2. S. 2810, Intelsat IPO Extension Act;

3. H.R. 3880, Temporary Waiver from Clean Air Act Requirements for New York City; and

4. H. Con. Res. 320, Support Scleroderma Research.

Extensions of Remarks, as inserted in this issue

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